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കേരള ഗസറ്റ്
KERALA GAZETTE
അസാധാരണം
EXTRAORDINARY

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SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. KLS/7825/2025-Legin2. *Dated, Thiruvananthapuram, 27th September, 2025*

THE KERALA MUNICIPALITY (AMENDMENT) BILL, 2025 together with the Statement of Objects and Reasons, the Financial Memorandum and the Memorandum regarding Delegated Legislation is published under Rule 69(5) of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. N. Krishna Kumar,
Secretary.

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Fifteenth Kerala Legislative Assembly
Bill No. 275

[Translation in English of "2025-ലെ കേരള മുനിസിപ്പാലിറ്റി (ഭേദഗതി) ബിൽ" published under the authority of the Governor.]

THE KERALA MUNICIPALITY (AMENDMENT) BILL, 2025

A

Bill

further to amend the Kerala Municipality Act, 1994.

Preamble.-WHEREAS, it is expedient further to amend the Kerala Municipality Act, 1994 for the purposes hereinafter appearing;

BE it enacted in the Seventy-sixth year of the Republic of India as follows: -

1. *Short title and commencement.*– (1) This Act may be called Kerala Municipality (Amendment) Act, 2025.

(2) It shall come into force at once.

2. *Amendment of section 6*. - In the Kerala Municipality Act,1994 (20 of 1994) (hereinafter referred to as the principal Act), in the proviso to sub-section (5) of section 6, after the words "higher population" the words and symbols " and if the population of scheduled castes and scheduled tribes is equal, for the first time, reservation for which category, shall be determined by lot and in subsequent occasions, shall be determined for scheduled caste or scheduled tribe, as the case may be, by avoiding repetition" shall be added.

3. *Amendment of section 15* . – In section 15 of the principal Act,-

(i) in sub-section (3), after clause (e), the following clause shall be inserted, namely:-

"(ea) implementation of the master plan of municipal corporation, ensure municipal infrastructure development, to ensure that projects for waste management etc. are planned and implemented;";

(ii) in clause (b) to the proviso of sub-section (4) for the words "at the next meeting " the words " by the Chairperson at the next ordinary meeting " shall be substituted.

4. *Amendment of section 50*.- In section 50 of the principal Act,-

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(i) in sub-section (4), for the figure and symbol " 25,000" the figure and symbols "2,00,000" shall be substituted ;

(ii) in sub-section (7), for the words "performance audit" the words Internal Vigilance and Monitoring " shall be substituted.

5. *Amendment of section 56.*- In section 56 of the principal Act,-

(i) for sub-section (5), the following sub-section shall be substituted, namely:-

"(5) The Government may, in the prescribed manner, arrange Internal Vigilance and Monitoring System for examining documents and other matters with respect to Municipal Administration or the works and schemes done or being done by the Municipality, evaluate as to whether the developmental and welfare responsibilities vested with a municipality and the financial and controlling powers entrusted to it are being exercised and implemented effectively and fruitfully in accordance with laws, rules and guidelines and to give timely directions to rectify lapses, if any.";

(ii) after sub-section (5) so substituted, the following sub-section shall be added, namely:-

"(6) The Government may, in the prescribed manner, make arrangements to conduct social audit in respect of the development and welfare activities undertaken and implemented by the municipality. ".

6. *Amendment of section 217.*- In sub-section (1) of section 217 of the principal Act,-

(i) in clause (b),-

(a) in item (i), for the words "fifty thousand" the words "three lakh" shall be substituted ;

(b) in item (ii), for the words "fifty thousand" the words " three lakh" shall be substituted;

(ii) in clause (c),-

(a) in item (i), for the words " one lakh" the words "five lakh" shall be substituted;

(b) in item (ii), for the words " one lakh" the words " five lakh" shall be substituted.

7. *Amendment of section 233*.- In sub-section (3) of section 233 of the principal Act, the bracket and words " (in whole number)" shall be omitted.

8. *Insertion of new section for section 369*.- For section 369 of the principal Act, the following section shall be substituted, namely:-

"369. *Prohibition of structures and fixtures causing obstruction in public streets*.- (1) No person shall erect any wall, fence, rail, post, step or structures or set up fixtures by encroaching into any part of public street, well, pond, channel or drain or to occupy any part of such public street, well, pond, channel or drain.

(2) Any person for setting or tying any arch, board, hoardings, banners, digital banners, flags, flag posts, festoons in a public place or public street or over them; or in an open channel, well, pond or any street or over them ; shall obtain permission in writing from the Secretary by remitting the fee in the prescribed manner.

Provided that the Secretary shall give such permission subject to the provisions specified in the Kerala Highway Protection Act, 1999 (6 of 2000) and the Kerala Road Safety Authority Act (8 of 2007).".

9. *Amendment of section 447.*- In section 447 of the principal Act,-

(i) in clause (b) of sub-section (1),-

(a) in item (i), the words " at such rate as may be prescribed by the Government for each purpose or at such rate as the Municipality may fix subject to the said rate by a notification published in such manner" shall be omitted;

(b) third proviso shall be omitted;

(ii) in sub-section (2), the words " within thirty days of the publication of the notification" shall be omitted.

10. *Amendment of section 448.*- In sub-section (4) of section 448 of the principal Act, the words "or refusing" shall be omitted.

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11. *Amendment of section 449*.- In section 449 of the principal Act,-

(i) in sub-section (2), for the words " may obtain" the words "shall obtain" shall be substituted;

(ii) in sub-section (3), for the words "such direction" the words , symbols, brackets and figures "a direction issued under sub-section (1) after following the procedure under sub-section (2)" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

Proviso to sub-section (5) of section 6 of the Kerala Municipality Act, 1994 (20 of 1994) provides that one seat shall be reserved in that Municipality for the Scheduled Castes and Scheduled Tribes having higher population. If the population of scheduled castes and scheduled tribes is equal, for the purpose of reservation of seats, it was decided to amend the said section and regarding the powers of the Chairperson, revising the financial responsibilities vested with the Secretary, arranging for Internal Vigilance and Monitoring System and Social audit, revising the limit of amount for the approval of estimate, property tax, provisions to prevent the erection of hoardings , banners, flag posts and festoons, granting power to prescribe the licence fees and as part of making industrial friendly, the Government have also decided to amend sections 15, 50, 56, 217, 233, 369, 447, 448, 449 of the Kerala Municipality Act, suitably.

The Bill is intended to achieve the above object.

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any additional expenditure from the Consolidated Fund of the State.

MEMORANDUM REGARDING DELEGATED LEGISLATION

In section 56, proposed to be inserted in the principal Act by clause 5 of the Bill, seeks to empower the Government,-

(i) sub-section (5), to prescribe the manner for arranging the Internal Vigilance and Monitoring System to evaluate the works done or being done by municipality and if there are lapses, to give directions to rectify the same.

(ii) sub-section section (6), to prescribe the manner of conducting the social audit in respect of the Development and Welfare Activities implemented by the Municipality.

2. Sub-section (2) of section 369 proposed to be inserted in the principal Act by clause 8 of the bill seeks to empower the Government to prescribe the manner of remitting fee in relation to the prohibition of structures and fixtures causing obstruction in public streets.

The matters in respect of which rules may be made are matters of procedure and are of routine or administrative in nature. Further, the rules, are subject to scrutiny by the Legislative Assembly. The delegation of legislative power is, thus, of a normal character.

M.B. RAJESH.

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